IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 21ST DECEMBER 2006 / 30TH AGRAHAYANA 1928

Bail Appl..No. 7557 of 2006()

Crime No.281/06 of Punnapra Police Station

PETITIONER/ACCUSED NO.1

NAZAR, S/O. HASSANKUTTY,
VALIYAPARAMBIL, PUNNAPRA.

BY ADV. SRI.C.A.CHACKO
SMT.C.M.CHARISMA
SRI.N.A.SHAFEEK

RESPONDENT: COMPLAINANT

THE STATE OF KERALA, REPRESENTING
S.I. OF POLICE, PUNNAPRA POLICE STATION,
REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 21/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. Ramkumar, J.

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B.A.No.7557 of 2006

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Dated this the 21st day of December, 2006.

ORDER

Petitioner, who is the first accused in Crime No.281 of 2006 of Punnapra Police Station for offences punishable under Section 3(2)(e) of P.D.P.P. Act and Section 120 B read with Section 34 I.P.C. for allegedly boring a bore well on the road margin of a public road, seeks anticipatory bail.

2. The learned Public Prosecutor opposed the application submitting inter alia that the petitioner is accused in other cases as well and is also included in known depredator's list (KD list). Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioner should not surrender before the Magistrate concerned and seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate and files an application for regular bail within two weeks from today, the same shall be considered and disposed of preferably on the same day on which it is filed.

With this direction, this petition is disposed of.

V.Ramkumar,
Judge.

ess 21/12